IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.
Arbitration Application No.213 of 2005

Nalin J. Tejura & anr. Applicants
Vs.
Bhupendra J. Tejura & anr. Respondents

Mr.S.P.Dalal i/b Dalal & Co. for applicants.
Mr.S.A.Ghaisas for respondents.

CORAM: B.H.MARLAPALLE, J.

March 03, 2006.

P.C.

. Heard. Arbitration Petition No.529 of 2003 and Arbitration Petition No.543 of 2003 came to be decided by this Court on 26th July 2005 by appointing three arbitrators i.e. Mr.Kashyap Khanna was the nominee of the present applicants and Mr.Avinash Rawani was appointed as the nominee arbitrator of the present respondents whereas Mr.Prakash Jain was appointed as the presiding arbitrator.

. This fresh application arises on account of the letter dated 24/9/2005 addressed by Mr.Kashyap Khanna to the applicants thereby confirming his inability to be associated as the applicants' nominee arbitrator. The applicants have, therefore, suggested the name of Mr.Dilipkumar Choudhary as the nominee arbitrator of the applicants in place of Mr.Kashyap Khanna.

. The appointment of Mr.Dilipkumar Choudhary as the nominee of the applicants in place of Mr.Kashyap Khanna is hereby confirmed and the newly constituted arbitral tribunal will be as under:

1. Mr.Prakash Jain - Presiding Arbitrator

2. Mr.Dilipkumar Choudhary - nominee of the applicants

3. Mr.Avinsh Rawani - nominee of the respondents.

. The arbitration proceedings by the new tribunal be commenced within a period of four weeks from today and the time to pronounce the award is extended by six months from the first date of de novo arbitration.

. The application is disposed off in terms of the above order.

(B.H.MARLAPALLE,J.)